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FILED & ENTERED

MAR 24 2023

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY llewis DEPUTY CLERK

8 UNITED STATES BANKRUPTCY COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 LOS ANGELES DIVISION

11 In re
12 ESCADA AMERICA LLC,
13 Debtor and Debtor in Possession.

Case No.: 2:22-bk-10266-BB

Chapter 11, Subchapter V

**ORDER GRANTING MOTION OF SIMON
PROPERTY GROUP LANDLORDS AND
ALA MOANA ANCHOR ACQUISITION, LLC
FOR ALLOWANCE AND PAYMENT OF
ADMINISTRATIVE EXPENSE CLAIM
UNDER 11 U.S.C. § 503(b)(3) and (4)**

[No Hearing Required]

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20 **BEFORE THE COURT** is the *Motion For Allowance and Payment of Administrative*
21 *Expense Claim Under 11 U.S.C. § 503(b)(3) and (4)* [Docket No. 450], (the “Motion”) filed by
22 Simon Property Group, Inc. and affiliates and Ala Moana Anchor Acquisition, LLC (collectively,
23 “Movants”) seeking allowance and payment of an administrative expense claim under 11 U.S.C.
24 § 503(b)(3) and (b)(4) in the sum of \$50,000.00 based on the alleged substantial contribution of
25 Movants, through their counsel Allen Matkins Leck Gamble Mallory & Natsis LLP, to the above-
26 captioned Chapter 11 case. The Motion was filed and served pursuant to Local Bankruptcy Rule
27 9013-1(o) and no timely opposition to the Motion was filed or received.

1 The Court, having read and considered the Motion and all papers filed in support of the
2 Motion, including the declarations of Ivan M. Gold and Kristin S. Elliott, the docket and entire
3 record in this case, and for good cause appearing, therefor,

4 **THE COURT FINDS** that notice of the Motion and Hearing were good and proper under
5 the circumstances and pursuant to the Bankruptcy Code, Federal Rules of Bankruptcy Procedure,
6 and Local Bankruptcy Rules, and

7 **THE COURT FURTHER FINDS** that Movants have established by a preponderance of
8 the evidence that they are entitled to an allowed administrative expense claim, in accordance with
9 the standards of Bankruptcy Code sections 503(b)(3) and 503(b)(4), based on Movant's actions
10 early in this case, primarily prior to the formation of the Official Committee of Unsecured
11 Creditors ("Committee"), that were reasonably and necessary expenses that provided a substantial
12 benefit to the Chapter 11 estate and, ultimately, contributed to the confirmation of the *First*
13 *Amended Chapter 11 Plan Of Reorganization, Dated January 27, 2023* [Docket No. 425]
14 ("Amended Plan") by order entered March 16, 2023 [Docket No. 472]. Movant's activities also
15 aided the Committee after its appointment, thereby creating efficiencies for the Committee, its
16 counsel and the estate.

17 Accordingly, **IT IS HEREBY ORDERED** as follows:

18 1. That the Motion is granted.

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